

1 PAUL BORDEN (CA SBN 111348)  
2 ERIC A. TATE (CA SBN 178719)  
MORRISON & FOERSTER LLP  
425 Market Street  
3 San Francisco, California 94105-2482  
Telephone: 415.268.7000  
4 Facsimile: 415.268.7522  
Email: PBorden@mofo.com  
5 Email: ETate@mofo.com

6 Attorneys for Defendant  
UAW NUMMI RETIREE SUPPLEMENTAL  
7 HEALTH INSURANCE PLAN

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 ROBERT FERNANDEZ,

13 Plaintiff,

14 v.

15 UAW-NUMMI RETIREE SUPPLEMENTAL  
HEALTH INSURANCE PLAN,

16 Defendant.

Case No. CV 09 2488 CRB

**STIPULATION TO EXTEND  
DEFENDANT'S TIME TO  
RESPOND TO THE COMPLAINT**

[CIVIL L.R. 6-1]

Ctrm: 8, 19th Floor  
Judge: Hon. Charles R. Breyer

Date Action Filed: June 4, 2009  
Trial: None Set

19  
20 Pursuant to Civil Local Rule 6-1, plaintiff Robert Fernandez and defendant UAW  
21 NUMMI Retiree Supplemental Health Insurance Plan ("UAW NUMMI") through their  
22 undersigned counsel, hereby stipulate as follows:

23 WHEREAS, this action was filed in this Court on June 4, 2009 at which time Plaintiff  
24 filed his Complaint for ERISA Benefits ("Complaint");

25 WHEREAS, UAW NUMMI was served with a Notice of Lawsuit and Request to Waive  
26 Service of Summons on June 9, 2009;

27 WHEREAS, UAW NUMMI served its Waiver of Service of Summons On Complaint on  
28 July 9, 2009;

STIPULATION TO EXTEND DEFENDANT'S TIME TO RESPOND TO THE COMPLAINT  
Case No. CV 09 2488 CRB  
sf-2723163

WHEREAS, the deadline for UAW NUMMI to answer or otherwise respond to the Complaint is August 8, 2009;

WHEREAS, the parties have agreed to an extension until September 11, 2009, for UAW NUMMI to answer or otherwise respond to the Complaint;

WHEREAS, there have been no prior extensions of time to respond to the Complaint;

WHEREAS, an extension of time for UAW NUMMI to answer or otherwise respond to the Complaint will not alter any other deadlines or events in this action;

Pursuant to Local Rule 6-1(a), IT IS HEREBY STIPULATED AND AGREED by the parties, through their counsel, that UAW NUMMI shall have to and including September 11, 2009, to answer or otherwise respond to the Complaint.

Dated: August 10, 2009

PAUL BORDEN  
ERIC A. TATE  
MORRISON & FOERSTER LLP

By: s/ Eric A. Tate  
ERIC A. TATE

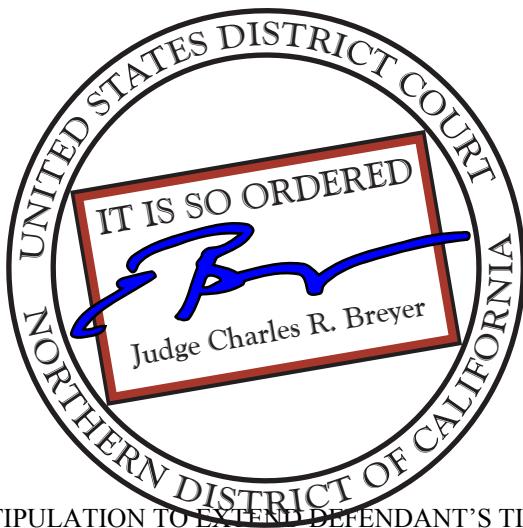
**Attorneys for Defendant  
UAW NUMMI RETIREE  
SUPPLEMENTAL HEALTH  
INSURANCE PLAN**

Dated: August 10, 2009

LAW OFFICES OF  
LAURENCE F. PADWAY

By: s/ Laurence F. Padway  
LAURENCE F. PADWAY

Attorneys for Plaintiff  
**ROBERT FERNANDEZ**



**STIPULATION TO EXTEND DEFENDANT'S TIME TO RESPOND TO THE COMPLAINT**  
Case No. CV 09 2488 CRB  
sf-2723163